

1 **SAO**

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12 *Defendants Russell Road Food and Beverage, LLC*

13 *d/b/a Crazy Horse III and*

14 *SN Investment Properties, LLC*

15 **UNITED STATES DISTRICT COURT**  
16 **DISTRICT OF NEVADA**

17 EMILY SEARS, NAJOME COLON  
18 aka GIA MACOOL, RACHEL  
19 BERNSTEIN a/k/a RACHEL KOREN,  
20 LUCY PINDER and MARIANA  
21 DAVALOS,

22 Plaintiffs,

23 vs.

24 RUSSELL ROAD FOOD AND  
25 BEVERAGE, LLC d/b/a CRAZY HORSE  
26 III GENTLEMEN'S CLUB; and SN  
27 INVESTMENT PROPERTIES, LLC d/b/a  
28 CRAZY HORSE III GENTLEMEN'S  
CLUB

Defendant.

Case No.: 2:19-CV-01091-APG-NJK

**STIPULATION AND ORDER FOR  
EXTENSION STAY**

**(THIRD REQUEST)**

COMES NOW Plaintiffs, EMILY SEARS, NAJOME COLON aka GIA MACOOL,  
RACHEL BERNSTEIN a/k/a RACHEL KOREN, LUCY PINDER and MARIANA  
DAVALOS, ("Plaintiffs") by and through their counsel of record, KURT R. BONDS, ESQ. and

1 DAVID M. SEXTON, ESQ. of ALVERSON TAYLOR & SANDERS and Defendants,  
 2 RUSSELL ROAD FOOD AND BEVERAGE, LLC d/b/a CRAZY HORSE III  
 3 GENTLEMEN'S CLUB ("Russell Road") and SN INVESTMENT PROPERTIES LLC ("SN  
 4 Investment") (collectively with Russell Road, "Defendants") by and through its counsel of  
 5 record, JEFFERY A. BENDAVID, ESQ. and STEPHANIE J. SMITH, ESQ. of BENDAVID  
 6 LAW, and hereby submit this request for an extension of the stay previously ordered by this  
 7 Court due to the concerns and restrictions resultant from the COVID-19 pandemic.

9 The Parties previously submitted a joint motion for stay due to the developing crisis  
 10 surrounding the pandemic from COVID-19. [Dkt. 41]. Based on the good cause presented in  
 11 the previous motion, including but not limited the Parties mutual inability to meaningfully  
 12 participate in the discovery process due to the multiple restrictions, closures, and various other  
 13 directives by the Governor of Nevada, the Center for Disease Control, and the Federal  
 14 Government, this Court granted the Parties' request for a stay. [Dkt. 42]. The Parties are seeking  
 15 an extension of the stay previously granted by this Court.

17 The present stay is set to expire on April 27, 2020, as such the Parties request for an  
 18 additional five (5) weeks until June 1, 2020, in order to continue to accommodate the  
 19 unprecedented events occurring globally. As such, good cause exists for the requested extension  
 20 of stay.

21  
 22 **1. Discovery That Has Been Completed.**

23 The parties have completed the following discovery:

- 24 • Plaintiffs served their first set of written discovery requests on October 29, 2019.
- 25 • Defendants served responses on December 20, 2019.
- 26 • Plaintiffs served their second set of written discovery on November 19, 2019.
- 27 • Defendants responded on January 6, 2020.

- 1 • Defendants served their first set of written discovery on January 10, 2020.
- 2 • Plaintiffs responded on February 18, 2020.
- 3 • Defendants served their second set of requests for production on February 26, 2020.
- 4 • Defendants noticed the depositions of Plaintiffs on February 6, 2020, and amended
- 5 notices of deposition on February 25, 2020, based on a meet and confer of the Parties.
- 6 • Both Plaintiffs and Defendants provided their initial expert disclosures on March 2,
- 7 2020.
- 8

9 **2. Discovery that Remains to Be Completed.**

10 The following discovery by the parties remains to be completed:

11 The Parties will conduct depositions of necessary parties, including the Plaintiffs, Defendants’

12 corporate representatives, and experts.

13 The Parties will serve expert rebuttal reports, if any are determined to be necessary.

14 The Parties anticipate additional written discovery and/or depositions to be conducted based on

15 additional information that the Parties are discovering.

16 **3. Reasons Why Remaining Discovery Was not Completed.**

17 The discovery that remains to be complete has not been and cannot be completed within

18 the time limits set by the current discovery plan. There may be additional disputes, and/or

19 disputes to resolved regarding written discovery and deposition scheduling.

20 Prior to the stay entered by this Court, Parties were trying to coordinate depositions,

21 which was practically impossible as none of the Plaintiffs live in Las Vegas, Nevada, and some

22 live outside of the country, and there are significant travel restrictions in place. Obviously, the

23 Parties have not conducted any additional discovery since the Joint Motion for a Stay of

24 Discovery due to the fact that said Motion was granted and discovery has been stayed in this

25 case for the past 45 days. The Parties were hopeful at that time that the concerns and restrictions

brought on by the COVID-19 pandemic would be resolved by now, or at least that the Parties would have a better idea of when the restrictions and regulations would be lifted. However, it is still unclear when the restrictions that have been put in place will be resolved and, if anything, the concerns and restrictions caused by the COVID-19 pandemic have only intensified since the Parties first requested a stay.

The Parties agree that an extension of the present stay is needed for the reasons discussed above and the Parties affirm that this extension is sought in good faith, and not for reasons of undue delay.

Similarly the Parties agree, with the Court's approval to evaluate the current state of events during May, and to submit a revised proposed discovery schedule at that time.

**IT IS SO STIPULATED.**

Dated: April 23, 2020

Dated: April 23, 2020

**ALVERSON TAYLOR & SANDERS**

**BENDAVID LAW**

By: /s/ David M. Sexton, Esq.

By: /s/ Stephanie J. Smith, Esq.

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**ORDER**

Based upon a showing of good cause, the Parties' request to extend the present stay from April 27, 2020 to June 1, 2020 is granted with the Parties to submit a proposed revised discovery schedule by May 29, 2020.

**IT IS SO ORDERED.**

DATED this 24 day of April, 2020.

  
**UNITED STATES MAGISTRATE JUDGE**